

1 **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

2 Application Serial No.10/728,203
3 Filing Date 12/04/2003
4 Inventorship.....Ramon Vega et al.
Applicant.....Hewlett-Packard Company
5 Group Art Unit2853
Examiner Nguyen, Lam S.
6 Attorney's Docket No. 6001533-2
7 Title: Method and Apparatus for Adaptive Servicing of Inkjet Printers

8 **TERMINAL DISCLAIMER**

9 To: Commissioner for Patents
P.O. Box 1450
10 Alexandria, VA 22313-1450
11
12 From: David S. Thompson
(509) 324-9256 ext. 235
13 Hewlett-Packard Company
Intellectual Property Administration
14 P.O. Box 272400
Fort Collins, CO 80527-2400
15

16 Applicant submits herewith a terminal disclaimer to obviate the
17 non-statutory double patenting rejection over U.S. Patent No. 6,682,164 to Vega
18 et al., assignee Hewlett-Packard Development Company, L.P.

19 The assignee, Hewlett-Packard Development Company, L.P., having one-
20 hundred percent (100%) interest in the instant application, hereby disclaims,
21 except as provided below, the terminal part of the statutory term of any patent
22 granted on the instant application, which would extend beyond the expiration
23 date of the full statutory term defined in 35 U.S.C. 154-156 and 173, as
24 presently shortened by any terminal disclaimer, of prior U.S. Patent No.
25 6,682,164. The assignee hereby agrees that any patent so granted on the instant
application shall be enforceable only for and during such period that it and the

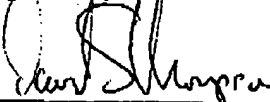
1 prior patent are commonly owned. This assignment runs with any patent granted
2 on the instant application and is binding upon the grantee, its successors or
3 assigns.

4 In making the above disclaimer, the owner does not disclaim the terminal
5 part of any patent granted on the instant application that would extend to the
6 expiration date of the full statutory term as defined in 35 U.S.C. 154-156 and 173
7 of the prior patent, as presently shortened by any terminal disclaimer, in the event
8 that it later expires for failure to pay a maintenance fee, is held unenforceable, is
9 found invalid by a court of competent jurisdiction, is statutorily disclaimed in
10 whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by
11 a reexamination certificate, is reissued, or is in any manner terminated prior to the
12 expiration of its full statutory term as presently shortened by any terminal
13 disclaimer.

14 The undersigned is an attorney of record and the terminal disclaimer fee
15 under 37 C.F.R. 1.20(d) is included.

16 Respectfully Submitted,

17 Lee & Hayes, PLLC
18 421 W. Riverside Ave., #500
19 Spokane, WA 99201

20 

21 David S. Thompson
22 Reg. No. 37,954
23 (509) 324-9256 ext. 235

24 Dated: 7-29-04
25